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15 CLEER GEAR, LLC and PETER TSOU dba CLEER
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17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 SAN FRANCISCO DIVISION

20 PEERLESS INSURANCE COMPANY, 21 Plaintiff, 22 v. 23 CLEER GEAR, LLC and PETER TSOU dba 24 CLEER GEAR, 25 Defendants.	Case No. 3:14-cv-00135 MMC JOINT STIPULATION FOR CONTINUANCE OF DATES; [PROPOSED] ORDER Judge: Hon. Maxine M. Chesney Courtroom: 7
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Sedgwick LLP

WHEREAS, pursuant to the court's order and pursuant to the parties' stipulations, the above-captioned action currently has the following deadlines in place:

- Deadline to confer pursuant to FRCP 26(f): **March 21, 2014.**
- Deadline for Cleer Gear to respond to Peerless' complaint: **March 26, 2014.**
- Deadline to file stipulated request or motion for order enlarging or shortening time which affects initial case management conference: **March 28, 2014.**
- Deadline to make written request to reschedule dates set forth in Judge Chesney's Case Management Conference Order: **April 1, 2014.**
- Deadline for Discovery Plan: **April 4, 2014.**
- Deadline for Initial Disclosures: **April 4, 2014.**
- Deadline to file and serve request for telephonic appearance at case management conference: **April 4, 2014.**
- Deadline to file and serve a Joint Case Management Statement: **April 4, 2014;**
- Case Management Conference: **April 11, 2014.**

WHEREAS, the parties agree that all deadlines identified herein (and any others identified by the Court) should be continued by three weeks in order to allow the parties to continue the settlement negotiations that they have commenced.

WHEREAS, the parties hope that these settlement negotiations will result in a dismissal of this action, such that further litigation is not necessary.

WHEREAS, the parties have never before asked the court to continue any dates in this action.

STIPULATION

NOW THEREFORE, it is agreed and stipulated by and between:

1. Plaintiff PEERLESS INSURANCE COMPANY, by and through its counsel of record James J.S. Holmes; and

2. Defendants CLEER GEAR, LLC and PETER TSOU dba CLEER GEAR, by and through their counsel of record, Demián J. Oksenendler, that

1 The following dates previously set by order of the Court be continued and modified in each of
2 the above-captioned actions as follows:

- 3 • Deadline to confer pursuant to FRCP 26(f) shall be continued to: **April 11, 2014** or any
4 date thereafter that the Court orders.
- 5 • Deadline for Cleer Gear to respond to Peerless' complaint shall be continued to: **April**
6 **16, 2014** or any date thereafter that the Court orders.
- 7 • Deadline to file stipulated request or motion for order enlarging or shortening time which
8 affects initial case management conference shall be continued to: **April 18, 2014** or any
9 date thereafter that the Court orders.
- 10 • Deadline to make written request to reschedule dates set forth in Judge Chesney's Case
11 Management Conference Order shall be continued to: **April 22, 2014** or any date
12 thereafter that the Court orders.
- 13 • Deadline for Discovery Plan shall be continued to: **April 25, 2014** or any date thereafter
14 that the Court orders.
- 15 • Deadline for Initial Disclosures shall be continued to: **April 25, 2014** or any date
16 thereafter that the Court orders.
- 17 • Deadline to file and serve request for telephonic appearance at case management
18 conference shall be continued to: **April 25, 2014** or any date thereafter that the Court
19 orders.
- 20 • Deadline to file and serve a Joint Case Management Statement shall be continued to:
21 **April 25, 2014** or any date thereafter that the Court orders;
- 22 • Case Management Conference shall be continued to: **May 2, 2014** or any date thereafter
23 that the Court orders; and
- 24 • Any other existing dates in the above-referenced matters that are not mentioned herein
25 but identified by the Court shall be continued for 21 days or longer to any date the Court
26 orders.

27 IT IS SO STIPULATED.

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1 DATED: March 24, 2014 SEDGWICK LLP

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3 By: /s/ James J.S. Holmes
4 James J.S. Holmes
5 Benjamin E. Shiftan
6 Attorneys for Plaintiff
7 PEERLESS INSURANCE COMPANY

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9 DATED: March 24, 2014 MANNION & LOWE

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11 By: /s/ Demián I. Oksenendler
12 Demián I. Oksenendler
13 Attorneys for Defendants
14 CLEER GEAR, LLC and PETER TSOU dba CLEER
15 GEAR

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17 *Filer's Attestation: Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, James J.S.*
18 *Holmes hereby attests that concurrence in the filing of this document has been obtained.*

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20 **ORDER**

21 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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23 Dated: March 24, 2014

24 
25 HONORABLE MAXINE M. CHESNEY
26 United States District Court Judge

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